

ORDINANCE NUMBER O- 19748 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 14 2008

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 6,  
DIVISION 19, OF THE SAN DIEGO MUNICIPAL CODE BY  
AMENDING SECTIONS 26.1902 AND 26.1903, ALL  
RELATED TO THE COMMISSION ON GANG PREVENTION  
AND INTERVENTION.

WHEREAS, the Commission on Gang Prevention and Intervention [Commission] was  
established by the San Diego City Council in 2006; and

WHEREAS, one of the purposes of the Commission is to develop a strategic,  
collaborative effort between the various agencies who work with gang-related issues, and

WHEREAS, the composition of the Commission itself should reflect those agencies; and

WHEREAS, the City and County of San Diego would benefit from the inclusion of  
certain public officials on the Commission; and

WHEREAS, it is the intent of the Council that the public official, and not his or her  
designee, participate on the Commission; and

WHEREAS, the public official will remain on the Commission so long as that person  
holds that office; and

WHEREAS, changes need to be made to meeting requirements; and

WHEREAS, the ordinance governing the Commission needs to be amended to reflect  
these changes, NOW THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That Chapter 2, Article 6, Division 19 of the San Diego Municipal Code is amended by amending sections 26.1902, and 26.1903 to read as follows:

**§ 26.1902 Commission on Gang Prevention and Intervention Established**

- (a) There is hereby created a Commission on Gang Prevention and Intervention to consist of twenty-one members, who shall serve without compensation. The members shall be appointed by the Mayor and confirmed by the City Council. Commission members shall be residents of the City of San Diego unless a conscious exception is determined per Council Policy 000-13.
- (b) In making the appointments, the Mayor shall appoint eight members, one each from a list of at least two nominations submitted by each Councilmember to represent his or her district. Additionally, the Mayor shall appoint one member from a community organization working on gang issues; one member from the field of public health; one member from the field of social services; one member from the San Diego Association of Governments; one member from the San Diego Workforce Partnership; and one member who shall be a reformed ex-gang member. Vacancies shall be filled in the same manner.

(c) The following officeholders shall be members of the Commission and no appointment is required:

- (1) The Chief of Police for the City of San Diego
- (2) San Diego Unified School District, Superintendent
- (3) The San Diego County Sheriff
- (4) The San Diego County District Attorney
- (5) The San Diego County Chief of Probation
- (6) The Superintendent of the County Office of Education
- (7) The State of California Chief District Administrator, Department of Corrections, Division of Adult Parole Operations

(d) Except for officeholders, members shall serve two year terms, and each member shall serve until a successor is duly appointed and confirmed. No member shall serve more than two consecutive terms. Initial members shall be appointed such that the terms of not more than a majority of the members shall expire in any year so as to allow the Board to be staggered. Initial appointments which are less than the full term of two years will be allowed to serve two full terms. The expiration date of all terms shall be July 1. Any vacancy shall be filled for the remainder of the unexpired term. Vacancy appointment recommendations will come from the original

recommending body. Any vacancy replacements will be eligible to serve the remaining term of the vacant position and two full terms.

- (e) The officeholder, not his or her designee, is expected to attend the Commission meetings, except for emergencies. In cases of emergency, the officeholder is expected to send a representative. The representative shall not deliberate or vote on any matter before the Commission, and the representative does not count in determining whether a quorum is present.
- (f) During July of each year, the Mayor may designate one member as Chairperson; however, in the absence of such designation, the Board shall on or after August 15, select a Chairperson from among its members.
- (g) The Board may adopt rules consistent with the law for the governing of its business and procedures.
- (h) The position of Executive Director of the Commission is hereby established and shall be appointed by the City Manager. The Director shall be a management assistant to the City Manager. The City Manager shall provide appropriate staff support from departments directly involved in gang-related matters.

**§ 26.1903      Duties and Functions**

The Commission shall:

- (a) Meet no less than six times a year.
- (b) Make policy recommendations to the Mayor, City Council, and City Manager on issues of gang prevention, intervention, diversion, and

suppression methods; identify local, state and federal funding sources; and identify national best practice efforts.

- (c) Form any ad hoc or standing subcommittees, as needed, to analyze critical issues of gang involvement and to monitor and implement any part of any strategic plan. The chair of any ad hoc or standing subcommittee shall be a Commission member.
- (d) Network with other boards, agencies, and community residents on gang related issues.
- (e) Promote a strong sense of community through gang solutions.
- (f) Act as a general information resource on gang issues within the City.
- (g) Advocate, formulate, and recommend for adoption proactive gang policies, ordinances, and guidelines.
- (h) Present no less than quarterly reports to the Public Safety and Neighborhood Services Committee of the City Council.
- (i) Provide a written report annually on the status of the Commission and its activities to the Mayor and City Council.
- (j) Perform such further duties as may hereafter be delegated to the Commission by resolution of the City Council.

Section 2. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Mary T. Nuesca  
Mary T. Nuesca  
Deputy City Attorney

MTN:aml:pev  
04/25/08  
Cor.copy  
Or.Dept:Police  
O-2008-76

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAY 13 2008.

ELIZABETH S. MALAND  
City Clerk

By [Signature]  
Deputy City Clerk

Approved: 5.14.08  
(date)

[Signature]  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor